

## CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 2-15-68 by Court

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
Katherine Reed,  vs  Salmon Corporation, a Delaware corporation,		For plaintiff: Shoemake and Briggs, P. O. Box 83, Pawhuska, Oklahoma, 74056 Ungerman, Grabel, Ungerman & Leiter 625 Wright Building Tulsa, Oklahoma 74103 Hutchins & Deatherage <i>LU 7-0021</i> Philtower Building Tulsa, Okla. 74103			
		For defendant: Wills and Wills, 404 Mid-Continent Building, Tulsa, Oklahoma, 74103  <del>Ungerman, Grabel, Ungerman &amp; Leiter</del> <del>Wright Building</del> <del>Tulsa, Oklahoma 74103</del>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed <i>12-1-67</i>	Clerk	11-16-67	Wills	15 00	
		11-24-67	CD 22		15 00
J.S. 6 mailed <i>2-1-69</i>	Marshal				
Basis of Action: Damages to land	Docket fee				
	Witness fees				
Action arose at: Osage county	Depositions				

1967 DATE	PROCEEDINGS	Date Order or Judgment Noted
11-16-67	Petition for Removal from District Court of Osage County, filed. e	
11-16-67	Bond on Removal, amount \$500.00, the Home Indemnity Company of New York, surety, filed. e	
11-16-67	Certificate of Service, filed. e	
11-21-67	Defendant's motions to dismiss, filed. b	
11-21-67	Brief in support of defendant's motion to dismiss, filed. b	
11-30-67	Plaintiff's answer brief, filed. b	
12-1-67	Records and proceedings in state court, filed. ds	
12-11-67	Defendant's Motion to Dismiss overruled, granted 20 days in which to answer. (LB_J) e	
12-29-67	Answer of defendant, filed. e	
1-11-68	Defendant's interrogatories to the plaintiff, filed. b	
1-15-68	Ordered by the Court that this case is set for pre-trial on Wednesday, February 14, 1968 at 11:00 A. M. (Luther Bohanon - Judge) b	
2-8-68	Defendant's interrogatories, filed. w	
2-15-68	Pre-trial hearing held, Complaint amended by Court by interlineation. Ordered by the Court that the plaintiff is granted 30 days, after defendants answer interrogatories, to amend complaint; case is to be set on jury assignment and is to be set for further pre-trial. (Luther Bohanon-Judge)(FS-CSR) b	
3-11-68	Ordered by the Court that this case is set for further pre-trial on Monday, April 8, 1968 at 1:30 P. M. (Luther Bohanon - Judge) b	
4-3-68	Defendant's objections to plaintiff's interrogatories, filed. w	
4-3-68	Brief in support of defendant's objections to plaintiff's interrogatories, filed. w	
4-8-68	Ordered by the Court that the defendant's objections to plaintiff's interrogatories is overruled in part and sustained in part; plaintiff is granted 5 days to file amended complaint; defendant granted 15 days, after the defendant answers interrogatories, within which to answer, case to be set for further pre-trial. (Luther Bohanon - Judge)(FS-CSR)b	
4-29-68	Order of April 8, 1968 on defendant's objections to plaintiff's interrogatories, filed; defendant shall answer interrogatories within 15 days form receipt of a copy of the order; and that within 5 days after receipt of a copy of defendant's answers, the plaintiff shall file an amended complaint. (Luther Bohanon - Judge)b copies mailed.	
5-14-68	Defendant's answers to Plaintiff's interrogatories filed. h	
5-16-68	Application for enlargement of time for the filing of amended complaint, with brief attached, filed. w	
5-16-68	Order granting plaintiff an extension of time to file amended complaint to 6-23-68, filed. (LB-J)w	
6-27-68	Plaintiff's amended petition filed. (Leave granted. (Luther Bohanon-Judge)) copies mailed to parties. b	
7-8-68	Motions To Dismiss by deft. filed, js	
7-8-68	Brief in Support of Defendant's Motions to Dismiss, filed. js	
7-30-68	<del>Plaintiff's</del> response to defendant's motion to dismiss, filed. b	
8-26-68	Hearing held on deft's motion to dismiss. Ordered that deft's motion be held in abeyance; deft. is granted 10 days to answer amended complaint; case to be set for pre-trial and then on non-jury assignment. (LB-J)w	
9-4-68	Defendant's answer to plaintiff's amended petition, filed. b	
10-3-68	Case set for pre-trial hearing on Thursday, 10-10-68 at 1:30 P.M. (LB_J)h	
10-10-68	Pre-trial hearing held. Each side allowed 3 expert witnesses as to engineering hydraulics & 3 expert witnesses as to value. Parties given 30 days to determine expert witnesses and 60 days to file pre-trial order. (LB-J)w	
1-14-69	Pre-trial order, filed. (LB-J)m	

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D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
1-14-69	Minute Order: It appears to the Court that pre-trial order paragraph VIII (4) is clear. Inasmuch as the case will be tried to the Court, plaintiff will be permitted to introduce evidence on any and all theories of recoverability so long as the evidence is relevant and of substance. (LB-J)m	
1-14-69	Minute Order: Certain alternative theories were stricken, without prejudice to introduce evidence that court may necessarily change its position. (LB-J)m	
1-23-69	Case set for non-jury trial on Thursday 2-6-69 at 9:30 a.m. (LB-J)m	
1-29-69	Deposition of Carl W. Moot, Jr. for plaintiff, taken by Mary Ann Shilling, CSR, on 12-13-68. \$53.20 pd by plaintiff. ds	
1-30-69	Return on subpoena duces tecum filed. Served H. T. Ferrier and Roger Lynn, at Osage Agency, Pawhuska, Okla, on 1-28-69, ds	
2-6-69	Case called for non-jury trial on 2-6-69 and 2-7-69. The Court finds in favor of the defendant and against the plaintiff. Deft. to prepare F/F & C/L within 10 days and submit to the Court. (LB-J)(FS-CSR)m	
2-19-69	Finding of Fact and Conclusions of Law, filed. (LB-J)m	
2-19-69	Order and Judgment, filed and entered, that plaintiff take nothing and deft. have judgment on its answer & on its costs herein expended. (LB-J)m	
2-26-69	Bill of Costs in the amount of \$519.42 filed by defendant. h	
3-3-69	Plaintiff's motion for new trial, with brief attached. m	
3-10-69	Hearing held on pltf's motion for new trial. Court overrules motion and fixes appeal bond at \$250.00. Deft. to prepare order. (LB-J)m	
3-11-69	Cost taxed against plaintiff Katherine Reed in the sum of \$519.42 e	
3-13-69	Order overruling motion for new trial, filed. (LB-J)m copies mailed attorneys.	

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